

CITY OF HAYWARD
AGENDA REPORT

AGENDA DATE 09/27/05

AGENDA ITEM 3

WORK SESSION ITEM _____

TO: Mayor and City Council

FROM: City Clerk

SUBJECT: Adoption of an Ordinance Amending Chapter 7, Article 1, Section 7-1.65, of the Hayward Municipal Code Relating to Driveway Materials

RECOMMENDATION:

It is recommended that the City Council adopt the attached Ordinance.

BACKGROUND:

The ordinance was introduced at the September 20, 2005, meeting of the City Council with the following vote:

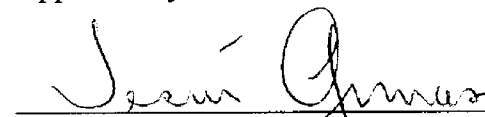
AYES:	Council Members:	Jimenez, Quirk, Halliday, Ward, Henson
	Mayor:	Cooper
NOES:	Council Members:	None
ABSENT:	Council Members:	Dowling
ABSTAIN:	Council Members:	None

The ordinance was published in the Hayward Daily Review on September 24, 2005. Adoption at this time is therefore appropriate.

Prepared by:


Angelina Reyes, City Clerk

Approved by:


Jesús Armas, City Manager

Draft Ordinance

PUBLIC NOTICE OF AN INTRODUCTION OF AN ORDINANCE BY THE CITY
COUNCIL OF THE CITY OF HAYWARD

AN ORDINANCE AMENDING CHAPTER 7, ARTICLE 1,
SECTION 7-1.65 OF THE HAYWARD MUNICIPAL CODE
RELATING TO DRIVEWAY MATERIALS

THE CITY COUNCIL OF THE CITY OF HAYWARD DOES ORDAIN AS FOLLOWS:

Section 1. The second paragraph of Sec.7-1.65 of the Hayward Municipal Code "Driveway Specifications" is hereby amended to read as follows:

"Driveways shall be constructed of permanent materials, which include Portland cement concrete, asphaltic concrete, bricks, or pavers; however, in the case of temporary work, the Director of Public Works may permit other materials to be used."

Section 2. Severance. Should any part of this ordinance be declared by a final decision by a court or tribunal of competent jurisdiction to be unconstitutional, invalid, or beyond the authority of the City, such decision shall not affect the validity of the remainder of this ordinance, which shall continue in full force and effect, provided that the remainder of the ordinance, absent the unexcised portion, can be reasonably interpreted to give effect to the intentions of the City Council.

Section 3. This Ordinance shall become effective thirty (30) days after adoption by the City Council.

Introduced at a meeting of the Hayward City Council held September 20, 2005, the above-entitled ordinance was introduced by Council Member Ward.

This ordinance will be considered for adoption at the next meeting of the Hayward City Council, to be held on September 27, at 8:00 p.m., in the Council Chambers, 777 B Street, Hayward, California. The full text of this ordinance is available for examination by the public in the Office of the City Clerk.

DATED: September 24, 2005

Angelina Reyes, City Clerk
City of Hayward